

Exhibit 11

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

4 -----X
5 SANDRA GUZMAN,

6 Plaintiff,

7 -against- 09CIV9323

8 (BSJ) (RLE)

9 NEWS CORPORATION, NYP HOLDINGS, INC., d/b/a
10 THE NEW YORK POST, and COL ALLAN, in his
11 official and individual capacities,
12 Defendants.

13 -----X
14
15

16 DEPOSITION OF LES GOODSTEIN

17 New York, New York

18 June 15, 2012
19

20 Reported by:

21 MARY F. BOWMAN, RPR, CRR

22 JOB NO. 50553
23
24
25

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1 A. My current title is senior VP, News
2 Corp.

3 Q. Senior VP News Corp.? Do you have
4 a business card?

5 A. Yes.

6 Q. Could we have one.

7 A. Do you want --

8 MR. LERNER: We will take that
9 request under advisement. But

10 Mr. Goodstein is not going to produce
11 documents at the deposition.

12 Q. Can you read your business card to
13 us?

14 MR. LERNER: No, no. Objection.

15 Q. How long have you been senior VP of
16 News Corp.?

17 A. I work for News America
18 Incorporated.

19 Q. I am sorry, the question is how
20 long have you been a senior VP of News
21 Corporation?

22 MR. LERNER: Objection. He
23 answered you.

24 Q. So your title is senior VP, News
25

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1 Corporation? Has your title changed -- let
2 me take a step back.

3 How long have you worked in your
4 current position?

5 A. Six and a half years.

6 Q. Who is your employer?

7 A. News America Incorporated.

8 Q. Have you had the title senior VP of
9 News Corp. for the entire six and a half
10 years?

11 MR. LERNER: Objection.

12 Q. Do you understand the question?
13 Have you had the title senior VP of News
14 Corp. for the last six and a half years?

15 A. Yes.

16 Q. What is your current e-mail
17 address?

18 A. LGoodstein@NewsCorp.com.

19 Q. And has that e-mail address been
20 the same for the last six and a half years?

21 A. Yes.

22 Q. And that's your business e-mail
23 address, correct?

24 A. Correct.
25

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1 Q. And LGoodstein@NewsCorp.com, that
2 would be where you receive business e-mails
3 from employees of the New York Post?

4 A. Yes.

5 Q. Could you describe your educational
6 background for me beginning with
7 undergraduate?

8 A. East Meadow High School, bachelor
9 of arts, Stony Brook University.

10 Q. What university was that?

11 A. Stony Brook, New York -- State
12 University of New York, Stony Brook.

13 Q. What was your major?

14 A. Sociology.

15 Q. Do you have any other degrees other
16 than your bachelor of arts?

17 A. No.

18 Q. Did you ever attend graduate
19 school?

20 A. No.

21 Q. After you graduated university,
22 what was your first full-time job?

23 A. Fullman Diet Company.

24 Q. Do you recall what year you began
25

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1 at Fullman?

2 A. 1974.

3 Q. And how long did you work for
4 Fullman?

5 A. Short period of time, maybe a year.

6 Q. Where did you work after Fullman
7 full-time?

8 A. General Nutrition Corporation.

9 Q. How long did you work for General
10 Nutrition?

11 A. Two years.

12 Q. So this would have been until
13 around '76, '77?

14 A. '75. mid '75.

15 Q. And what was your next full-time
16 job after General Nutrition?

17 A. I was an account executive at
18 Newsday.

19 Q. Is that in New York?

20 A. It is on Long Island.

21 Q. What do you mean when you say you
22 were an account executive? Can you describe
23 more what your job entailed?

24 A. Sold advertising space.
25

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Q. And you never contacted Mr. Rubenstein to tell him that there was something inaccurate in the press release, correct?

A. Correct.

Q. So it is fair to say that when you read this press release, when it was published, you believed everything in it was accurate, correct?

A. Yeah, I -- I don't know.

Q. What do you mean you don't know? You don't remember if you believed that everything in it was accurate?

A. I don't know.

Q. I am sorry, I'm just not following you. Are you saying that you don't remember or you -- I don't know what you mean by I don't know.

MR. LERNER: Could we have the question read back, please.

(Record read)

A. I don't know.

Q. You don't know what you believed at the time?

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A. Rephrase the question.
(Record read)

A. Correct.

Q. OK. What does your business card say?

MR. LERNER: Objection.

A. Senior vice president.

Q. The entire business card, what does it say from top to bottom?

MR. LERNER: If you know.

A. Les Goodstein, senior vice president.

Q. That is all it says?

A. I believe so.

Q. It doesn't say any company?

A. News Corp. on the top.

Q. It says News Corp.?

A. Yes.

Q. It says N-E-W-S, C-O-R-P?

A. Yes.

Q. P with a period or no period?

A. I don't know.

Q. OK. Does it say News America anywhere on the business card?

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A. No.

Q. It says News Corp.?

A. Yes.

Q. OK. So it says News Corp. on the top line?

A. I'm not sure. It says News Corp.

Q. It says News Corp., senior VP or senior vice president?

A. Senior vice president.

Q. OK. And then it has your name?

A. Yes.

Q. And it does it have contact information?

A. Yes.

Q. Do you remember what the contact information is?

A. The phone number.

Q. OK. E-mail address?

A. E-mail address.

Q. OK. How long have your business cards read what you just testified to?

A. Approximately six and a half years.

Q. OK. And in those six and a half years, just a rough estimate, how many people

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would you say you have given business cards to?

A. Hundreds.

Q. Hundreds? OK. For example, do you recall the last person you gave a business card to?

A. I don't, no.

Q. Now, when you give a business card to someone that says News Corp., would it be reasonable for them to think that you work for News Corporation?

MR. LERNER: Objection.

A. I don't know.

Q. When you give a business card to someone that says News Corp., have you ever said, I actually work for News America Marketing?

MR. LERNER: Objection.

A. I've never said that, no.

Q. Never said that?

A. Not News America Marketing, no.

Q. So you have never introduced yourself -- let me just make sure. Who is it that you say you work for?

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Q. What exactly did you say?

A. I vague recollection, Hi, ChaCha, Hi, ChaChas. I don't recall.

Q. Did you ever refer to them as ChaCha number 1 and ChaCha number 2?

A. I don't recall that.

Q. Were there any other instances in which you referred to Ms. Guzman as ChaCha?

A. No.

Q. Do you recall ever referring to anyone else other than Sami and Sandra as ChaCha?

MR. LERNER: At any time ever?

Or --

Q. At any time.

A. Many years ago, I used to call my sister ChaCha.

Q. Other than that, you don't recall ever using the term "ChaCha" to refer to anyone?

A. No.

Q. Have you ever commented on Ms. Guzman's appearance to her?

A. Yes.

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specific instances with Ms. Guzman?

A. No.

Q. You have never commented on her shoes?

A. No.

Q. Have you ever commented on her appearance in any way, again, other than this dress comment?

MR. LERNER: Objection.

Q. No?

MR. LERNER: Isn't this asked and answered?

Q. I just want to be clear, you have never commented on her shoes, other clothing or appearance at all other -- actually let me strike that.

You cannot recall any comments you made about Ms. Guzman's shoes, clothing or appearance other than this one comment about her dress?

A. That's correct.

Q. What was Ms. Guzman's reaction on this one instance where you commented about her dress?

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Q. What did you say to her?

A. I have one recollection. I was getting an award at the Hispanic Federation Gala. I was getting the leadership award. And I made a speech at the end of the dinner. Sandra walked over to me, she gave me a kiss. She said, great speech.

I was with my wife. She congratulated me on my wedding. She told my wife, I was a great guy. And I looked back at her and I said, nice dress, beautiful dress, I said, that's a beautiful dress. And my wife said, yes, that's a beautiful dress.

Q. OK. Other than that instance where you told her she had a beautiful dress, do you recall any other instances in which you made any comments about Sandra Guzman's appearance?

A. No, not that I recall, no.

Q. So there may have been others but you can't recall any?

A. Could have been. I compliment both men and women on their appearance.

Q. But you don't recall any other

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A. She was happy, she said thank you.

Q. Have you ever stared at Ms. Guzman?

MR. LERNER: Objection.

Q. Leered at her?

A. What does that mean?

MR. LERNER: Objection.

Q. To stare intensely at her? Have you ever stared intensely at Ms. Guzman?

MR. LERNER: Objection.

A. No.

Q. Have you ever stared at her breasts?

MR. LERNER: Objection.

A. No.

Q. Have you ever stared at her legs?

MR. LERNER: Objection.

A. No.

Q. Has anyone, other than Ms. Guzman, ever accused you of sexual harassment?

MR. LERNER: Objection.

A. I've been working since 1974, and to my knowledge, I have never had a complaint of sexual harassment.

Q. Has Ms. Guzman ever made any